

LMOGA (Louisiana Mid-Continent Oil and Gas Association) 3/5/20 Meeting Talking Points for DRA Gray (updated 10/22/20)

- The R6 UIC program has been re-reviewing various guidances and the Class VI regulations in preparation for the anticipated workload associated with Class VI well permitting, stemming from changes to the IRS Code, Section 45Q Tax Credits for the capture and geologic storage of CO₂.
- The Louisiana Department of Natural Resources (LDNR) has revised its state UIC regulations to align Louisiana statutory law with the federal regulations for Class VI injection wells. On 4/2/20 LDNR submitted their draft Class VI rules and a regulatory crosswalk comparing the state regulations with the federal standards to demonstrate they are as stringent.
- As of 10/5/20, R6 and EPA HQ recommended to LDNR that it moved from the pre-application phase of its initial draft rule set submittal to formally submit a complete primacy package for a completeness review and determination phase.
- HQ has arranged for an initial review of LDNR's draft rules and the crosswalk by their technical contractor Cadmus. Cadmus is experienced in these reviews as they participated in the review process for the approved Class VI primacies for North Dakota and recently Wyoming.
- On 4/14/20 a discussion was held between Cadmus, HQ and R6 to discuss Cadmus' review process and to provide them guidance on what they should provide EPA.
- LDNR/HQ/R6 have formed a "virtual committee" to coordinate the primacy revision process. R6 and HQ have provided copies of EPA's Class VI rules, guidances and other information to assist LDNR in their primacy package development.
- Should a Class VI well application for a Louisiana project be submitted to R6 prior to LDNR's primacy approval, contractor support from HQ to R6 would be required due to the lack of resources and technical expertise in R6.
- In addition to Louisiana, R6 has also received inquiries on Class VI well permitting requirements from industry/University representatives for possible sequestration sites in Arkansas, New Mexico, and Texas.
- On 10/13/20, R6 received a partial Class VI permit application for a Louisiana site.
- As of 10/22/20, R6 has held formal Class VI project and permit application discussions with four entities in Louisiana, one in New Mexico, and has an upcoming discussion with an applicant for a Texas site on 10/26/20.

